

REMARKS

The issue currently in the instant application is as follows:

- Claims 14-19 are rejected under 35 U.S.C. 103(a) as being unpatentable over Shibata (US 2001/0023197) in view of Noro (EP 1222971).

Applicant traverses the outstanding rejection and requests reconsideration and withdrawal thereof in light of the amendments and remarks contained herein.

Amendments to the Claims

Claim 14 has been amended to recite that the foot extends through an opening in the housing. This amendment is supported by FIG. 2 and text on page 5 lines 17-26. No new matter has been added.

Claims 17 and 19 have been amended to specify that the "direction of movement" is changed. This amendment is supported by text on page 19 lines 20-25.

Claim 22 has been added to recite a second foot extending through a second opening in the housing. This amendment is supported by FIG. 2 and text on page 5 lines 17-26. No new matter has been added.

35 U.S.C. § 103(a) – Shibata and Noro

Claims 14-19 are rejected under 35 U.S.C. 103(a) as being unpatentable over Shibata (US 2001/0023197) in view of Noro (EP 1222971). Shibata proposes a four-line ringer melody with a vibrator that vibrates based on a selected one of the four melodic lines. In accordance with FIG. 1 and FIG. 2 of Shibata, the vibrator 90 seems to be a conventional vibrator housed completely within the casing 10 of the cellular phone. Thus, the vibrator of Shibata fails to have "a first foot extending through a first opening

in the housing for making contact with an external surface on which the handheld audio device is placed" as recited in amended claim 14.

Noro discusses a single speaker that can generate both sound and vibration. Noro also does not show or suggest that the speaker has "a first foot extending through a first opening in the housing for making contact with an external surface on which the handheld audio device is placed" in accordance with amended claim 14.

Thus, amended claim 14 is not unpatentable in view of Shibata and Noro. Claims 15-19 and 22 depend directly or indirectly upon claim 14 and are not unpatentable in view of Shibata and Noro. Reconsideration and withdrawal of the rejection of claims 14-19 under 35 U.S.C. § 103(a) as being unpatentable over Shibata in view of Noro is respectfully requested.

S U M M A R Y

The application is in condition for allowance and a favorable response at an early date is earnestly solicited. Should the Examiner have any questions, comments, or suggestions, the Examiner is invited to contact Applicant's representative at the telephone number indicated below.

Please charge any fees associated herewith, including extension of time fees, to
Deposit Account 502117.

Respectfully submitted,

By: /Sylvia Chen/ 06DEC2006
Sylvia Chen Date
Attorney for Applicant
Registration No. 39,633
Tel. No. (847) 523-1096
Fax No. (847) 523-2350
Email: Sylvia.Chen@motorola.com

Please send correspondence to:
Motorola, Inc.
Intellectual Property Dept. (SYC)
600 North U.S. Highway 45, W4-39L
Libertyville, IL 60048
Customer Number: 20280